

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GATEGUARD, INC.,

Plaintiff,

v.

MVI SYSTEMS LLC;
SAMUEL TAUB;
MVI INDUSTRIES, LLC,

Defendants.

Civil Action No. 1:19-cv-02472- JPC-DCF

NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff GateGuard, Inc. submits the Supreme Court's recent order in *Henry Schein, Inc. v. Archer & White Sales, Inc.*, 141 S. Ct. 656 (2021) (per curiam).

In this order, the Supreme Court revoked its decision to review *Archer & White Sales, Inc. v. Henry Schein, Inc.*, 935 F.3d 274 (5th Cir. 2019) ("*Schein II*"). Doing so leaves the Fifth Circuit's *Schein II* ruling in place.

Schein II is cited in GateGuard's Brief in Opposition to Defendants' Motion to stay discovery (ECF No. 140 at 5-9) and in Defendants' Reply in support of their motion (ECF No. 146 at 2 n.2).

New York, NY
April 15, 2021

RESPECTFULLY SUBMITTED,

/s/ Ariel Reinitz

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